

MINUTES

COUNCIL ADMINISTRATOR FORM OF GOVERNMENT FOR AIKEN COUNTY

COUNCIL CHAMBERS, 736 RICHLAND AVENUE, W., AIKEN, S. C.

REGULAR MEETING – JULY 19, 2005 – 7:30 P. M.

(A) CALL TO ORDER

Determining that a quorum was present, Chairman Young called the meeting to order.

Council Members present:

Chairman Ronnie Young
Kathy Rawls
Scott Singer
LaWana McKenzie
Chuck Smith
Eddie Butler
Charles Barton
Gary Bunker
Willar H. Hightower, Jr.

Also present:

J. Clay Killian, County Administrator
Robert M. Bell, County Attorney
Tamara Sullivan, Council Clerk

(B) INVOCATION

Councilman Hightower led in the invocation.

(C) PLEDGE OF ALLEGIANCE

Councilman Bunker led in the Pledge of Allegiance.

(D) APPROVAL OF MINUTES

1. June 21, 2005 Worksession
2. June 21, 2005 Regular Meeting
 - a. Councilman Smith made a motion to approve the minutes. Councilwoman McKenzie seconded.
 - b. Councilman Hightower requested that the Voice Motion and discussion that took place following Executive Session at the June 21, 2005 meeting be expanded to verbatim format.
 - c. Passed by unanimous vote.

(E) APPROVAL OF AGENDA

- a. Councilman Butler made a motion to amend and approve the agenda as follows:
 1. Add Old Business Item 3 – Proposed Ordinance To Amend Section 24-112 Airport District of Chapter 24 Zoning and Development Standards of the Aiken County Code of Ordinances So As To Exclude Restaurants from the Definition of Places of Assembly.

2. Amend Consent Item 14 – Construction bid to be awarded to Absolute Restorations, Inc. with the \$109,000 balance for the project to come from funds allocated in the General Obligation bond for the Council building renovations.
 3. Delete Consent Item 15.
 4. Add Consent Item 20 – Proposed Resolution To Authorize the Council Chairman to Execute a Renewal Lease with Star Lodge #99, AFM, for Space for the Graniteville Magistrate.
 5. Add Consent Item 21 – Proposed Voice Motion To approve the one time allocation of funds to the Mt. Anna Baptist Church for the Summer Food Program with \$2,500 to come from the Administrator’s FY 06 Contingency Fund and \$1,000 to come from the FY 06 Council Contingency Fund.
- b. Councilman Hightower seconded the motion. The amended agenda was approved by unanimous vote.

(F) PUBLIC HEARINGS

1. Proposed Ordinance to Amend Article V of the Declaration of Covenants, Conditions and Restrictions of the Savannah River Research Campus to Authorize Collection of Covenant Fees for Lease Property.
 - a. No comments were made.
2. Proposed Ordinance Authorizing the Acceptance of a Loan, the Execution and Delivery of a Loan Agreement and Other Documents Related to a Loan from the Lower Savannah Council of Governments in the Amount of \$750,000 for the Hydrogen Lab being Constructed at Savannah River Research Campus and Determining Other Matters in Connection Therewith.
 - a. No comments were made.
3. Request for Approval of a Proposed Amendment to the Aiken County Official Zoning and Development Atlas to Rezone Tax Parcel 026-20-09-002 Located at 263 Dobson Road, Beech Island, SC in Council District 3 from RUD to UD.
 - a. No comments were made.
4. Request for Approval of a Proposed Amendment to the Aiken County Official Zoning and Development Atlas to Rezone Tax Parcels 107-09-01-005 and 107-09-01-006 Located at 1494 Silver Bluff Road and 1500 Silver Bluff Road, Aiken, SC in Council District 7 from RC and RD to OR.
 - a. Mr. Jimmy Tabor spoke in opposition to the rezoning request. Mr. Tabor pointed out that the Planning Commission had voted unanimously in opposition to the request.
 - b. Councilman Bunker voiced his opposition to the rezoning request as well stating that the requested change was inappropriate for that area. Councilman Bunker added that the requested rezoning would create spot zoning and greatly increase traffic hazards.

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Mr. Brian Sanders, Director of Parks, Recreation and Tourism, took a moment to introduce Mr. Uchenna Faumuina-eze from Hawaii, who is working with the PRT Summer Programs.

(G) OLD BUSINESS

1. Proposed Resolution to Amend Resolution 04-12-210 so as to Correct the Address of a C&D Landfill Which was Granted Relief from the Landfill Moratorium.
(County Council)
 - a. Councilman Butler moved for the adoption. Councilman Singer seconded.
 - b. Passed by unanimous vote.
2. Proposed Ordinance to Amend Chapter 19 of the Aiken County Code of Ordinances Dealing with the Naming of Roads in Aiken County.
(Development Committee) (Third Reading)
 - a. Councilman Barton moved for the adoption. Councilwoman Rawls seconded.
 - b. Passed by unanimous vote.
3. Proposed Ordinance To Amend Section 24-112 Airport District of Chapter 24 Zoning and Development Standards of the Aiken County Code of Ordinances So As To Exclude Restaurants from the Definition of Places of Assembly.
(Third Reading) (ADDITION)
 - a. Councilman Bunker moved for the adoption Councilman Barton seconded.
 - b. Passed by unanimous vote.

(H) CONSENT AGENDA/INTRODUCTION OF ORDINANCES FOR FIRST READING

I. REGULAR CONSENT AGENDA

1. Proposed Resolution to Appoint One Member to Designated Boards, Commissions and Committees with Terms of the Appointees to Run Concurrent with that of the Councilmember from Districts 1, 2, 3, 4, 6, and 7.
(Rawls, Singer, McKenzie, Smith, Barton, Bunker)
2. Proposed Resolution to Approve the Allocation of Funds for Various Non-Profit Agencies from the FY 2006 Council Contingency Fund.
(County Council)
3. Proposed Resolution to Recognize Mr. and Mrs. George Pixley on Their 50th Golden Wedding Anniversary.
(County Council)
4. Proposed Resolution to Authorize the Council Chairman to Execute a Contract with the Lower Savannah Council of Governments for the Operation of the Public Transit System in Aiken County.
(Administrative Committee)
5. Proposed Resolution to Authorize the Addition of Five Vehicles to the County Fleet for the Sheriff's Office.
(County Council)
6. Proposed Resolution to Accept an Easement on Forest View Road (C-330) Needed for a Roadway Storm Drainage System.

(Development Committee)

7. Proposed Resolution to Accept Funds from the Friends of the Museum for the Addition of a Fire Escape to the Aiken County Historical Museum.
(Administrative Committee)
8. Proposed Resolution to Accept a Deed and Certificate of Title for Pleasant Pointe Drive (C-2419) and Royal Pine Drive (S-2568) in Pleasant Pointe Subdivision, Section II-B Located in Council District 6.
(Barton)
9. Proposed Resolution to Accept a Deed and Certificate of Title for Bainbridge Drive (C-2566) in Southmeadows Subdivision, Phase III, Section 2-A Located in Council District 7.
(Bunker)
10. Proposed Resolution to Delete Merritts Bridge Road (C-718) from the List of Roads to be Paved Utilizing the Capital Projects Sales Tax.
(Development Committee)
11. Proposed Resolution to Delete Medwell Hill Road (C-376) from the List of Roads to be Paved Utilizing the Capital Projects Sales Tax.
(Development Committee)
12. Proposed Resolution Accepting Letters of Permission and Authorizing Drainage Work at Clearwater Fire Department.
(McKenzie)
13. Proposed Resolution to Publicly State County Council has No Objection to the Expansion of the Beech Island Water District.
(McKenzie)
14. Resolution to Award the Bid to Absolute Restorations, Inc. for the Construction of the Wagener Listine Gunter Courtney Human Services Building.
(Development Committee)
15. **DELETED**
16. Proposed Ordinance to Approve a Proposed Amendment to the Aiken County Official Zoning and Development Atlas to Rezone Tax Parcel 024-17-01-002 Located at 1119 Atomic Road, North Augusta, SC in Council District 3 from RUD to IND.
(McKenzie) (Second Reading)
17. Proposed Ordinance to Approve a Proposed Amendment to the Aiken County Official Zoning and Development Atlas to Rezone Tax Parcels 048-00-10-003, 049-00-03-001 and 049-00-03-002 Located on Bettis Academy Road, Graniteville, SC in Council District 6 from RUD to PUD.
(Barton) (Second Reading)
18. Proposed Ordinance to Amend Article V of the Declaration of Covenants, Conditions and Restrictions of the Savannah River Research Campus to Authorize Collection of Covenant Fees for Lease Property.
(Administrative Committee) (Second Reading)

19. Proposed Ordinance Authorizing the Acceptance of a Loan, the Execution and Delivery of a Loan Agreement and Other Documents Related to a Loan from the Lower Savannah Council of Governments in the Amount of \$750,000 for the Hydrogen Lab being Constructed at Savannah River Research Campus and Determining Other Matters in Connection Therewith.
(County Council) (Second Reading)
20. Proposed Resolution To Authorize the Council Chairman to Execute a Renewal Lease with Star Lodge #99, AFM, for Space for the Graniteville Magistrate.
(ADDITION)
21. Proposed Voice Motion To approve the one time allocation of funds to the Mt. Anna Baptist Church for the Summer Food Program with \$2,500 to come from the Administrator's FY 06 Contingency Fund and \$1,000 to come from the FY 06 Council Contingency Fund.
(ADDITION)
 - a. Councilman Butler made a motion to approve the Consent Agenda. Councilman Hightower seconded.
 - b. The Consent Agenda was approved by unanimous vote.

(I) NEW BUSINESS

VERBATIM REQUESTED BY COUNCILMAN HIGHTOWER OF THE DISCUSSION DURING NEW BUSINESS ITEM 1.

1. Proposed Resolution to Authorize the Distribution of Local Accommodations Tax Funds.
(Administrative Committee)

Chairman Young: Okay now we're down to New Business. Mr. Hightower.

Councilman Hightower: Ah New Business number one I'd like to defer this one to ah ah Councilman ah Singer.

Councilman Singer: Okay. Thank you Mr. Hightower. Ah item under number one on New Business it's a proposed Resolution to Authorize the Distribution of the Local Accommodations Tax Funds. I won't go into ah all of ah the details...

Chairman Young: We need a motion.

Councilman Singer: I move for the I move for the adoption of ah of the recommendation made by the Administrative Committee to the County Council being made part of this record, Tammy I believe you have a copy, as presented.

****Recommendation of the Administrative Committee****

Aiken Corp. Inc., Railroad Depot	\$20,000
Aiken Corp., Inc. African American Heritage Center	\$65,000
Aiken Center for the Arts	\$30,000
North Augusta Chamber	\$5,000

American Legion

\$30,000

Councilman Smith: I'll second it.

Chairman Young: Okay. Floor's open for discussion.

Councilman Singer: I'll just jump in now thank you. Ah I won't to reiterate reiterate everything that we talked about in both the Administrative Committee and also the Worksession. But the Administrative Committee relied very heavily on recommendations of the Hospitality and Accommodations Tax Committee ah in the recommendations. We funded their recommended amounts for all the projects with the exception of the Aiken County Historical Museum. The basis for not funding this museum ah was the fact that ah it will be funded through the Capital Projects Sales Tax ah dollars to the tune of approximately six hundred thousand dollars. And the monies that they've requested were basically double counting on some of those funds. Ah that gave us a hundred fifty thousand dollars additional funds to allocate and we allocated ah those ah as follows: Twenty thousand dollars to the Aiken Corporation's railroad depot, Sixty five thousand dollars to the Aiken Corporation's African American Historical Cultural Center, thirty thousand dollars for the Aiken Center for the Arts, five thousand dollars for the North Augusta Chamber of Commerce, and thirty thousand dollars for the American Legion.

Chairman Young: Mr. Hightower?

Councilman Hightower: Yes sir Mr. Chairman I just have just a few comments I would like to ah make ah on this ah Resolution. Ah my first comment ah ah is that the African American Cultural Center was proposed ah some years ago ah now and ah at that time the Center was asking the County when we first met it was like seven hundred thousand dollars. And we met again with ah, the Chairman and I did with the Committee and then they were asking for five hundred thousand dollars. Then the Local, One Cent Local Options Sales Tax came along and they changed their request from being directed to the Council by going directly for the One Cent Local Option Sales Tax. Ah the One Cent Local Option Sales Tax request was kicked around ah reduced and what have you and did not make that list of projects to be done. Ah it was ah the amount requested was changed from five hundred thousand dollars to two hundred and fifty thousand dollars. That piece of paper was passed around undated, unsigned, but that was the amount that that ended up on on the piece of paper. Ah then after that the ah ah the African American ah Cultural Center still came and ask us you know were they going to be funded. There was ah talk on this by this Council that they were going to support the African American Cultural Center. After having been slapped down from not being able to have this project on the One Cent Local Option Sales Tax a a fellow Councilperson ah made an offer to ah to use the Accommodation Tax ah to set that process up and get it moving such that it might that money might be used to fund the African American Cultural Center. Ah that process was set up and we started getting the funds and they are like a hundred seventy one thousand dollars over a two year period. Ah then ah the Administrative Committee ah began the process, at the direction of Council, to set up this ah committee. Ah it was decided they decided that they wanted to use the ah existing structure of the Accommodations Tax Committee that the State required. Ah on the surface that sounds pretty good but the result, bottom line result of having used that particular structure you came up with an accommodations tax committee that had no African American interest on that committee. That committee is set up very differently than most of the other committees that County Council appoints.

They appoint, most of those committees are appointed on the basis of districts. Which means each person sitting on Council before you this evening would have an opportunity to place somebody on that committee that would represent the interests of their particular area. This was not done for this committee for the funds that were collected in Aiken County. Why it was not done I do not know why. I never voted for that. Not one time did I vote for that ah that ah configuration. Ah now after we went through that those wounds being opened those wounds having salt placed in them ah another Councilperson ah ah came up with the idea that we would take one hundred thousand dollars from our general fund in our budgetary process just just this calendar year ah and set it aside to be added to if you will the ah the ah the monies the hundred seventy one thousand that we had and then Council would direct how this money would be used. Ah tonight ah ah the Administrative Committee met they came up with the recommendation pretty much ah with ah what has already been listed before you. But the bottom line of all that is just simply this, the African American Cultural Center ended up with about sixty five, sixty five, seventy thousand dollars I can't remember what the amount is exactly but the bottom line is that they were denied five hundred thousand dollars from the One Cent Local Option Sales Tax. Now they have been denied most of the hundred, two hundred and seventy one thousand dollars that ah that ah ah was fashioned to to help the African American Cultural Center get off the ground. Ah ah I don't know ah how Council's going to vote on this issue. I said it in Admin, in the ah Worksession and I'll say it right here on the floor I just do not feel the African American Cultural Center has been treated fairly. Ah there is no way that ah no one can convince me out of fifty no out of fifty million almost fifty one million dollars ah that have been allocated over the last year that the African American Cultural Center will come up with less than a hundred thousand dollars. There's something wrong with our process. It is not fair. It is not right. I'm disgusted with it and I ask Council if they would to try to right this wrong. Thank you.

Chairman Young:

Any other comments?

Councilwoman Rawls:

Yes Mr. Chairman. I do not have a problem with how the committee ah chose some of these projects. Ah what I do have a problem with is the amount of funding that they approved. Ah I thought this was supposed to be spread around the County and I guess ah they thought that they were doing my area a big service when they gave us six percent of the amount. Ah but ah that is not fair ah and I do not agree with that or the way that the funds were split up or the percentages allocated to each group. Ah I think it should be done differently and I think that the African American ah Heritage ah Museum should receive the hundred thousand ah as we had talked about on ah many previous occasions ah concerning this and ah I think that needs to be changed and the other allocations adjusted as well.

Councilman Bunker:

Mr. Chairman. If every district was to receive an equal amount that would be a hundred and seventy thousand dollars divided by eight which would me that approximately ah somebody can do the math here...

Councilman Butler:

Nine.

Councilman Bunker:

Or nine. That would mean that no one project would get more than thirty thousand dollars if it was equally divided fair, divided equally and so called fairly. Ah I gave up the fifty thousand dollars for the Aiken County Historical Museum which is the only project in my district. I have precisely zero dollars in

this and I support this compromise because I think overall this is the best thing for Aiken County as a whole. And I urge adoption of this Resolution.

Chairman Young: Someone else? Okay, all those in favor raise your right hand. Mr. Singer, Mr. Smith, Mr. Bunker, and the Chair vote for. Those opposed? Miss Rawls, Miss McKenzie, Mr. Butler, Mr. Barton and Mr. Hightower opposed. And it fails.

Councilman Singer: Point of clarification ah either from the Administrator, or Chairman, or our legal Counsel. Those funds are allocated in our budget. What is our next step?

Mr. Killian: We have appropriation of a hundred and seventy two thousand dollars in there that as of right now there is no definitive ah distribution of those dollars amounts needed so they just remain there until Council chooses how to distribute those dollars.

Chairman Young: Mr. Hightower.

Councilman Hightower: Mr. Chairman ah I don't know whether I'm in order or not. I would like to offer a motion if I could ah while we are on this issue. I would like to offer a motion that we fund the African American Cultural Center one hundred thousand dollars, send the balance of the money back to the Administrative Committee that would allow them to make whatever distributions they care to make and bring it back to Council, and that we go on record that we plan to support the African American Cultural Center five hundred thousand dollars total.

Councilwoman Rawls: Second.

Chairman Young: Any discussion?

Councilman Singer: Yes, I would like to make a few comments. Ah obviously I'm disappointed that the first motion didn't pass and you know it's reflected in my vote. But I guess I'd just like to make a couple of key points. Ah everyone on this Council had an opportunity to appoint members to the Hospitality Accommodations Tax Committee. In fact, we all in fact did that in the record you can go back and see where we had all voted to approve the membership. Ah the fact that the fact that ah as Mr. Hightower says that there's not African American interest I would respectfully disagree with that. I think that the folks in that that committee including some ex-officio members truly were looking out for all the interests regardless of race, creed, color. Ah secondly, ah it is regretful that we could not fund Capital Projects Sales Tax dollars, excuse me that we could not fund the African American Cultural Center through Capital Projects Sales Tax dollars, but that's the law, that's South Carolina law. And therefore the fact that we did not do that isn't necessarily representing wrong doing on the part of this Council. We were doing exactly what we were supposed to do. Ah the third point I'd like to make is to go back to Mr. Bunker's comments about how we spread dollars throughout this County. Ah one thing I have been very very proud of this Council the three years that I've been on board is most of us, all of us I should say have tended to look at what's in the best interest of the County as a whole as opposed to what may benefit our particular district. And and I think that the slate that was put forth by the Hospitality and Accommodations Tax Committee did in fact do that. Ah the fourth thing that I would like to say is that two of the projects that are on our list are in their infancy. The two projects ah that are supported by the Aiken Corporation. Both the Railroad Depot and the African American Historical Cultural Center. And whatever we would allocate to those funds, to those organizations I would hope there would be some language to the

effect that they need to be on going or up and coming, they need to be viable entities going forward. Right now there is nothing there and we're talking about allocating roughly half of the monies to those organizations when you have other organizations such as the Aiken Center for the Arts, such as the Town of Wagener, such as the Town of Salley, Town of Jackson, the Audubon Society, that have proven themselves in this County that are in fact good tourist draws. So whatever this Council decides I hope it takes those issues into consideration.

Chairman Young:

Any others?

Councilman Hightower:

Mr. Chairman I'd just like to make ah just a couple more comments, ah points I want to make. Ah one is that there is no question that the African American interests have been neglected in the past. And I'm not holding anybody responsible for the neglect but I'm just saying we should not perpetuate that we should give the African American culture and heritage an opportunity to be presented on a fair basis and that's one of the reasons for the existence and creation of this whole idea of the African American Heritage Center. Also the African American Heritage Center would be a tourism attraction ah just as the slave quarters are in Savannah and and Charleston South Carolina. Ah tourism is big business. We we don't manufacture anything very much in the United States anymore. We're in the tourism business. We just ride around and visit each others cities and spend spend money. So we would like to get our fair share of these monies as as we're, people are riding around we would like for them to come visit our African American Cultural Center that would be located there on the corner of Richland Avenue and York Street. So ah, so I think, I see this as it's not it's not an African American project it is an Aiken County project to bring funds into Aiken County so that the the ah restaurants and so that the other businesses the ah the ah the the the hotels and motels and any other kind of "tel's" can ah can ah can reap benefits cause that money to turnover in our County and keep us economically viable and I think that's very very important and I think in that sense this project is very different from any of the other projects that we that we have listed down here because of that interest. Ah the a bad spirit has been generated on County Council over this one issue, over this little five hundred thousand dollars which ah which ah is like one tenth of of one percent of fifty million dollars that ah that we have, fifty one million dollars we've allocated over the last year and it just should not be. Ah this spirit seemed to have originated on City Council forcing one City Councilperson to comment that that she was very very disappointed in City Council the way that they handled this issue. That spirit was brought over to County Council and it was set in motion, ended up with a Councilperson attacking me personally on the floor. And that's just a bad spirit, I'm not, I don't want to be a part of that kind of thing. And ah I just wish we could put this issue together, pass this Resolution it asks we put a hundred thousand dollars in right now from this allocation and that we go on record saying that we support the African American Cultural Center for the full five hundred thousand. That means four hundred thousand dollars more yet to be determined where we going to get the monies from. We have said we are going to support it but we have not said how much we're going to support it. And that's all I asking, a hundred now and send the other hundred and seventy, seventy two thousand back to Administrative Committee let them make the allocations and then ah let us say we do plan to do right on this issue. That's all I ask Council.

Chairman Young:

Anybody else?

Councilman Smith:

Ah Mr. Chairman I've got a few comments I'm compelled to make at this point. Ah Mr. Hightower slaps you up side the head and then he wants to kiss you and ask you to make up and I have quite a hard time with that. You know this is an accommodations tax ah came about because we wanted to try to find ways to fund projects in Aiken County, in Aiken County I might add, ah that we didn't have other mechanisms to fund. The African American Cultural Museum was only one of those projects. As you can see on the table we've got some fourteen or fifteen different worthwhile projects that exist throughout the entire County that have asked for funding with limited resources that we have available. And in the spirit of cooperation I think ought to try to accommodate and compromise on all of those projects with the funds we have available and only the funds we have available because we've got a cit, a responsibility to the citizens of this County to preserve and protect their resources just like we have in the budget process when we go through that and try to identify what resources are available to fund the projects that are necessary to provide the safety and welfare and quality of life to this County. I certainly think that the accommodations tax, even though I didn't vote for the accommodations tax, will be one of those mechanisms that will help a lot of these projects get off the ground and become funded. I see no reason to fund the African American Heritage Center before we fund our veterans who are trying to build facilities who have sacrificed their lives in defense of this Country. I see no reason what so ever that we should slight them or anybody else that's trying to provide these worthwhile projects to the County. The other issue is that the African American Culture facility sits slap dab in the middle of Aiken County, I mean the City of Aiken. Aiken County has an accommodations tax. This tax was provided to support some of those endeavors throughout the County who's paying this accommodations tax for facilities that aren't available right now. Ah I have a hard time you know when Aiken is right now getting over fifty percent of the entire allocation of the accommodations tax, while scratching these other projects that we assigned a committee, we asked a committee, a group of our peers, our citizens to come and set a set of rules in place that help guide us in how we were going to determine what projects we want to fund. They came back to us with a recommendation, this board voted on everyone of those members, and most of those issues except for the fact that they didn't understand how the maybe the one cent allocation had been proposed, were very well thought out positions on how they wanted to see these accommodations tax funded throughout the County. The comment the comment was made at the budget session that you know there were a lot of other projects out there that didn't get funded that this County wanted to see funded. Additional hundred thousand dollars was put into that budget at that time. You know with again that spirit of compromise that we were going to try and find room for all these other projects in here. So for us to stand up here and say that we're going to fully fund one project at Mr. Hightower's request. I feel like I've been slapped around a couple of times by him and then kissed. Ah I can't support that. I think we owe it to all the citizens of this County to disperse this money that it benefits the entire sector. Kathy says that she got slighted. Ah and maybe she has, I don't know, maybe they didn't ask for enough, maybe we didn't understand the rules completely enough. Maybe we need to go back and reestablish the entire rules and and ah proceed again with this process and see how it comes out the next time. Will we then be satisfied? I'm not sure. We've asked our citizens to give us their best recommendations based on the available information that they had available to them. And I trust that they did a good job in the interest of this County so that everybody benefits. Not just the African Heritage Museum, but the veterans of Aiken County and the Aiken Center for the Arts which I support. I went and looked at that facility the other day and the Aiken Center for the Arts has done an incredible job of putting a facility in place

that's going to benefit you know members of Aiken County. But to support one and then throw the rest of them out ah I can't support that either.

Chairman Young:

Anyone else? Okay all those in favor of Mr. Hightower's motion for a hundred thousand dollars and a commitment to the additional four hundred thousand for the African American Cultural Center raise your right hand. Miss Rawls and Mr. Hightower. All those opposed? Mr. Singer, Miss McKenzie, Mr. Smith, Mr. Butler, Mr. Barton, Mr. Bunker and the Chair are opposed. Okay, moving on.

2. Request for Approval of a Proposed Amendment to the Aiken County Official Zoning and Development Atlas to Rezone Tax Parcel 026-20-09-002 Located at 263 Dobson Road, Beech Island, SC in Council District 3 from RUD to UD:

- A. Proposed Ordinance to Approve a Proposed Amendment to the Aiken County Official Zoning and Development Atlas to Rezone Tax Parcel 026-20-09-002 Located at 263 Dobson Road, Beech Island, SC in Council District 3 from RUD to UD.
(McKenzie) (First Reading)

or

- B. Proposed Resolution to Disapprove a Proposed Amendment to the Aiken County Official Zoning and Development Atlas to Rezone Tax Parcel 026-20-09-002 Located at 263 Dobson Road, Beech Island, SC in Council District 3 from RUD to UD.
(McKenzie)

- a. Councilwoman McKenzie made a motion to approve the Ordinance under Option A. Councilman Hightower seconded.
- b. The Ordinance passed by unanimous vote.

3. Request for Approval of a Proposed Amendment to the Aiken County Official Zoning and Development Atlas to Rezone Tax Parcels 107-09-01-005 and 107-09-01-006 Located at 1494 and 1500 Silver Bluff Road, Aiken, SC in Council District 7 from RC and RD to OR:

- A. Proposed Ordinance to Approved a Proposed Amendment to the Aiken County Official Zoning and Development Atlas to Rezone Tax Parcels 107-09-01-005 and 107-09-01-006 Located at 1494 and 1500 Silver Bluff Road, Aiken, SC in Council District 7 from RC and RD to OR.
(Bunker) (First Reading)

or

- B. Proposed Resolution to Disapprove a Proposed Amendment to the Aiken County Official Zoning and Development Atlas to Rezone Tax Parcels 107-09-01-005 and 107-09-01-006 Located at 1494 and 1500 Silver Bluff Road, Aiken, SC in Council District 7 from RC and RD to OR.
(Bunker)

- a. Councilman Bunker made a motion to approve the Resolution under Option B. Councilwoman McKenzie seconded.
- b. The Resolution was approved by unanimous vote.

(J) ITEMS FOR INFORMATION AND THE PUBLIC RECORD

1. Fiscal Year 2005 Aiken County Contingency Report as of July 1, 2005.

(K) INFORMAL MEETING OF WHOLE

- a. Councilwoman McKenzie made a motion to recess for Executive Session. Councilman Butler seconded.
- b. The motion to recess passed by unanimous vote.

RECESSED – 8:13 P. M.

(L) EXECUTIVE SESSION

1. Legal Matters:
 - a. Status Report on Pending Litigation, Legal Claims and Legal Advice.
(County Attorney) (Verbal)
2. Contractual Matters:
3. Personnel Matters:

RECONVENED – 10:16 P. M.

- a. Councilman Barton made a Voice Motion to correct an error and repay Mr. Johnny Jackson \$900.00 in late fees from the 2003 property taxes. Councilwoman McKenzie seconded.
- b. The Voice Motion passed by unanimous vote.
- c. Councilman Butler made a motion to adjourn the meeting. Councilman Smith seconded.
- d. The motion to adjourn passed by unanimous vote.

(M) ADJOURNMENT – 10:19 P. M.

Respectfully submitted,

SIGNED:

Tamara Sullivan, Council Clerk

Ronnie Young, Chairman